



General Assembly

February Session, 2014

Raised Bill No. 5509

LCO No. 2085



Referred to Committee on PLANNING AND DEVELOPMENT

Introduced by:
(PD)

***AN ACT CONCERNING THE ADMISSION OF THE CITY OF
MIDDLETOWN TO THE MATTABASSETT DISTRICT.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 2 of number 240 of the special acts of 1961, as
2 amended by section 1 of number 134 of the special acts of 1963, section
3 1 of number 124 of the special acts of 1967 and section 1 of special act
4 11-15, is amended to read as follows (*Effective from passage*):

5 (a) Within sixty days after action to establish said Mattabassett
6 District has been initiated as set forth in section 1 of number 240 of the
7 special acts of 1961, the legislative bodies of the city of New Britain,
8 and such of the towns of Berlin and Cromwell as have indicated an
9 intention of forming such district, shall meet individually at a time and
10 place designated by the presiding officer of the city council in the case
11 of New Britain and by the first selectman in the case of Berlin and
12 Cromwell, and each city and town shall provide, by resolution of its
13 legislative body, for the appointment of its representative to the board
14 of directors for said Mattabassett District, which board of directors
15 shall consist of seven representatives from the city of New Britain,

16 three representatives from the town of Berlin and two representatives
17 from the town of Cromwell. Of the representatives so appointed by the
18 city of New Britain, three shall serve for terms of three years, three for
19 terms of two years and one for a term of one year as determined by the
20 legislative body. Of the representatives so appointed by the town of
21 Berlin, two shall serve for terms of two years and one for a term of one
22 year, as so determined. Of the representatives appointed by the town
23 of Cromwell, one shall be appointed for a term of two years and one
24 shall be appointed for a term of one year. Thereafter, appointments
25 shall be for terms of three years and the total number of
26 representatives on the board of directors shall be twelve.

27 (b) The city of Middletown may apply for admission to said
28 Mattabassett District by vote of its legislative body. The board of
29 directors of said Mattabassett District shall review such application for
30 admission and shall recommend approval of such application to the
31 constituent municipalities upon receipt of a payment by said city in the
32 amount of thirteen million dollars. The city of Middletown shall be
33 admitted as a constituent municipality upon approval granted on or
34 after May 1, 2011, by the legislative bodies of any two of the existing
35 constituent municipalities representing a majority of the residents of
36 the Mattabassett District. If the city of Middletown is admitted to the
37 Mattabassett District pursuant to this subsection, the provisions of
38 subsection (c) of this section shall apply.

39 (c) (1) The number of representatives on the board of directors of the
40 Mattabassett District shall be determined as follows: (A) Each
41 constituent municipality shall be represented by a base number of
42 three representatives from each constituent municipality, and (B) each
43 constituent municipality whose population, minus five thousand, is
44 greater than the result of dividing the aggregate population of the
45 constituent municipalities by the number of constituent municipalities
46 shall be entitled to additional population-based compensatory
47 representation. The number of additional representatives to which a
48 constituent municipality is entitled may be calculated by (i) dividing

49 the aggregate population of the constituent municipalities by the
50 number of constituent municipalities, (ii) subtracting the result from
51 the population of the constituent municipality, minus five thousand,
52 (iii) dividing the result by fifteen thousand, and (iv) rounding the
53 result up to the nearest whole number. The population of each
54 municipality shall be determined according to the last-completed
55 federal census.

56 (2) At the first meeting following the date on which the city of
57 Middletown receives final approval for admission to said Mattabassett
58 District, the board of directors of said Mattabassett District shall
59 allocate the representatives on such board in accordance with
60 subdivision (1) of this subsection. Such board of directors shall meet
61 not later than sixty days after the publication of each federal census to
62 determine whether a reapportionment in the number of
63 representatives on the board of directors is required. If such board
64 determines at such meeting that a reapportionment is required, each
65 constituent municipality affected by such reapportionment shall
66 increase or decrease its representatives on such board, as applicable,
67 not later than one year after the date on which the board makes such
68 determination.

69 (3) Each constituent municipality shall select its representatives on
70 the board of directors of the Mattabassett District by a vote of its
71 legislative body, except a constituent municipality may, by vote of
72 such legislative body, use an alternative means of selection. For
73 purposes of this section, alternative means of selection may include,
74 without limitation, direct election by the electors of a constituent
75 municipality. Each constituent municipality shall determine the term
76 of office of each of its representatives on such board of directors,
77 provided no such term of office shall be more than three years.

78 (4) After the city of Middletown has been admitted to the
79 Mattabassett District and the board of directors of said Mattabassett
80 District has been apportioned and selected in accordance with this

81 subsection, such board of directors shall select an initial chairperson.
 82 The initial chairperson shall be a representative from the constituent
 83 municipality with the greatest population, according to the last-
 84 completed federal census, and shall be elected from the representatives
 85 [to] from such municipality by a majority vote of all of the
 86 representatives on the board, except that if a representative from such
 87 municipality is unable to serve as chairperson, the chairperson shall be
 88 elected from the full membership of the board of directors by a vote of
 89 all of the representatives on the board. The term of office of such initial
 90 chairperson shall not exceed seven years. Upon the expiration of such
 91 term of office, each subsequent chairperson shall be elected from the
 92 full membership of the board of directors by a vote of all of the
 93 representatives on the board.

94 (d) Beginning on the date on which the city of Middletown is
 95 admitted to the Mattabassett District pursuant to subsection (b) of this
 96 section, and annually thereafter, the Mattabassett District shall provide
 97 to the town of Cromwell a payment in the amount of one hundred
 98 thousand dollars. Such a payment shall be made after all payments of
 99 debt service on prior bonds of said Mattabassett District have been
 100 made for such fiscal year and shall not be made from amounts
 101 generated from sewerage system service charges, connection charges,
 102 benefit assessments or amounts paid in lieu of service charges by the
 103 constituent municipalities.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	Number 240 of the special acts of 1961, Sec. 2

Statement of Purpose:

To amend the requirements necessary to admit the city of Middletown to the Mattabassett District.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]